

IN THE UNITED STATES COURT FOR THE DISTRICT OF UTAH
CENTRAL DIVISION

NATIONAL CREDIT UNION
ADMINISTRATION BOARD,

Plaintiff/Counterclaim Defendant,

vs.

BRENT R. PREECE,

Defendant/Counterclaimant.

MEMORANDUM DECISION AND
ORDER GRANTING PLAINTIFF'S
MOTION TO DISMISS

Case No. 2:10-CV-405 TS

This matter is before the Court on a Motion to Dismiss filed by the National Credit Union Administration Board seeking dismissal of Defendant/Counterclaimant Brent R. Preece's counterclaims. Mr. Preece has not responded to the Motion.

Pursuant to Local Rule 7-1(d), the Court has the ability to grant the Motion based on Mr. Preece's failure to respond.¹ Further, having reviewed the merits of the Motion, the Court finds that it is well-taken and will be granted.

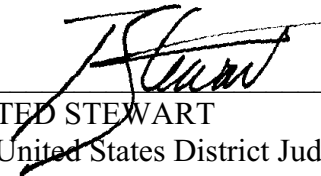
¹DUCivR 7-1(d) ("Failure to respond timely to a motion may result in the court's granting the motion without further notice.")

It is therefore

ORDERED that Plaintiff's Motion to Dismiss (Docket No. 16) is GRANTED.

DATED December 21, 2010.

BY THE COURT:

A handwritten signature in black ink, appearing to read "T. Stewart", is written over a horizontal line.

TED STEWART
United States District Judge